



## **AUSTIN CITY COUNCIL WORK SESSION**

**Tuesday, June 09, 2015**

The Austin City Council will convene at 9:00 AM on  
Tuesday, June 09, 2015 at Austin City Hall  
301 W. Second Street, Austin, TX



**Mayor Steve Adler**  
**Mayor Pro Tem Kathie Tovo, District 9**  
**Council Member Ora Houston, District 1**  
**Council Member Delia Garza, District 2**  
**Council Member Sabino “Pio” Renteria, District 3**  
**Council Member Gregorio Casar, District 4**  
**Council Member Ann Kitchen, District 5**  
**Council Member Don Zimmerman, District 6**  
**Council Member Leslie Pool, District 7**  
**Council Member Ellen Troxclair, District 8**  
**Council Member Sheri Gallo, District 10**

For meeting information, contact the City Clerk, (512) 974-2210

*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

**9:00 AM – City Council Convenes**

A. Executive Session

- A.1 Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
- A.2 Discuss legal issues related to a challenge petition with the Appraisal Review Board for the Travis Central Appraisal District relating to commercial property values set by the Travis Central Appraisal District. (Private consultation with legal counsel - Section 551.071 of the Government Code).
- A.3 Discuss legal issues related to White Lodging v. City of Austin et al, Cause No. A:13-cv-0825 in the United States District Court for the Western District of Texas. (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
- A.4 Discuss legal issues related to Mercer et al v. City of Austin et al, Cause No. 1:13-cv-00830, in the United States District Court for the Western Division of Texas. (Private consultation with legal counsel—Section 551.071) (Related to July 26, 2013 officer-involved shooting).

B. Pre-Selected Agenda Items

C. Briefings

- C.1 Briefing related to the 2015 Texas State Legislative Session.
- C.2 Briefing on strategic facility planning.

D. Council Items of Interest

E. Council Discussion

**Consent**

**Approval of Minutes**

- 1. Approve the minutes of the Austin City Council work session of June 2, 2015, special called meeting of June 3, 2015 and regular meeting of June 4, 2015.

## **Aviation**

2. Authorize negotiation and execution of a lease with Highstar Capital IV, L.P. for up to 30 acres of land at Austin-Bergstrom International Airport to improve, operate, and maintain an ultra-low cost airport terminal for a 30-year term with two 5-year extension options.

## **Health and Human Services**

3. Authorize negotiation and execution of amendments to agreements for juvenile delinquency prevention services with MEXIC-ARTE MUSEUM ("MEXIC-ARTE") and THEATER ACTION PROJECT dba CREATIVE ACTION ("CREATIVE ACTION") in support of the 78744 Dove Springs Community Youth Development Program to increase the term by six months and add an amount not to exceed \$46,587 to the contract with MEXIC-ARTE, for a total contract amount not exceed \$84,080, and to increase the term by six months and add an amount not to exceed \$48,268 to the contract with CREATIVE ACTION for a total contract amount not to exceed \$87,442.

## **Office of Real Estate Services**

4. Approve an ordinance authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple the property located at 11701 Charing Cross Road, in the Barrington Oaks Subdivision, from Dolores Firth and Rodney Firth, in an amount not to exceed \$328,000, subject to the guidelines of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and related federal regulations, and waiving the requirements of City Code Chapter 14-3.

## **Planning and Zoning**

5. C7a-2015-0004 – LES Burleson – Approve an ordinance to terminate the Helen Boothe et al Annexation and Development Agreement (Original Agreement) concerning annexation and development of the Boothe Tract, also known as the LES Burleson annexation area, and to annex the LES Burleson area for full purposes (approximately 13.2 acres in southern Travis County south of Burleson Road, approximately 870 feet east of the intersection of Burleson Road and Smith School Road; contiguous to Council District 2).
6. Approve an ordinance amending Ordinance No. 041104-042 to correct an error in calculation for the maximum number of residential units per acre, for property located at 11108 Zimmerman Lane (District 6).

## **Item(s) from Council**

7. Approve appointments and certain related waivers to citizen boards and

commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.

8. Approve an ordinance authorizing payment of certain costs for a rally at the Texas State Capitol to commemorate the 100th anniversary of the Armenian Genocide sponsored by the Armenian Church of Austin which was held on Saturday, April 18 at the Texas State Capitol building.  
( Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Leslie Pool CO 2: Council Member Delia Garza CO 3: Council Member Sabino "Pio" Renteria )
9. Approve an ordinance waiving or reimbursing fees for the GirlForward summer camp at the Asian American Resource Center from June 9, 2015 through July 31, 2015 for adolescent refugee girls who have been resettled in the United States.  
( Notes: SPONSOR: Council Member Ora Houston CO 1: Council Member Gregorio Casar CO 2: Council Member Leslie Pool CO 3: Mayor Pro Tem Kathie Tovo )
10. Approve a resolution creating an Austin-Travis County Intergovernmental Working Group to make recommendations regarding a location, governance structure and funding plan for a sobering center and directing the City Manager to return to Council for approval of funding to be incorporated in the Fiscal Year 2016 budget sufficient to advance progress toward establishing a sobriety center.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Sheri Gallo CO 2: Council Member Gregorio Casar CO 3: Council Member Ann Kitchen )
11. Approve a resolution relating to increased funding in the fiscal year 2015-2016 budget for programs that benefit lower-income Austinites.  
( Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Sheri Gallo CO 4: Mayor Pro Tem Kathie Tovo )
12. Approve a resolution relating to City positions that have remained vacant more than 12 months.  
( Notes: SPONSOR: Council Member Ellen Troxclair CO 1: Council Member Sheri Gallo CO 2: Council Member Ora Houston CO 3: Council Member Don Zimmerman CO 4: Council Member Ann Kitchen )
13. Approve a resolution directing the City Manager to take the necessary steps to allow council to implement a freeze on the taxable value of homesteads, based on the 2015 tax roll valuation, for seniors and people with disabilities as authorized by the Texas Tax Code.  
( Notes: SPONSOR: Council Member Sheri Gallo CO 1: Council Member Ora Houston CO 2: Council Member Ann Kitchen CO 3: Council Member Ellen Troxclair CO 4: Council Member Leslie Pool )

## **Non-Consent**

### **Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

14. C14-2014-0167 – Cantarra Mixed Use – District 1 – Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 13007 Cantarra Drive (Harris Branch Watershed) from interim-rural residence (I-RR) district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. First Reading approved on April 16, 2015. Vote: 11-0. Owner: Michael Jeter. Applicant/Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

### **Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

15. NPA-2014-0016.03 – Morotito's Plan – District 3 – Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2901 East 5th Street (Colorado River Watershed) from Single Family land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner: Michael A. Valdez. Agent: Lourdes Godoy. City Staff: Maureen Meredith, 512-974-2695.
16. C14-2014-0194 – Morotito's Plan – District 3 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2901 East 5th Street (Colorado River Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Owner/Applicant: Michael A. Valdez. Agent: Lourdes Godoy. City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request.
17. NPA-2014-0029.01 – Little Walnut Creek – District 1 – Approve second and third readings an ordinance amending Ordinance No. 20120426-100, the St. John/Coronado Hills Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 7400, 7424 and 7450 East U.S. Highway 290, and 2509 East Anderson Lane (Little Walnut Creek Watershed) from Office land use to Mixed Use/Office land

use. First Reading approved on April 2, 2015. Vote: 11-0. Owner/Applicant: Cozy Living, LLC; AAA Fire & Safety, Inc.; and Seyed Miri. Agent: Mike Dallas Properties (Mike Dallas). City Staff: Maureen Meredith, 512-974-2695.

18. C14-2014-0135 – Little Walnut Creek – District 1 – Conduct a public hearing and approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7400, 7424, and 7450 East U.S. Highway 290, and 2509 East Anderson Lane (Little Walnut Creek Watershed) from general office-neighborhood plan (GO-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. First Reading approved on April 2, 2015. Vote: 11-0. Owners: Cozy Living, LLC, AAA Fire & Safety, Inc. and Seyed Miri. Applicant: Mike Dallas Properties (Mike Dallas). City Staff: Heather Chaffin, 512-974-2122.
19. NPA-2015-0002.01 - Rebekah Baines Johnson (RBJ) Center - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 990513-70, the East Cesar Chavez Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 21 Waller Street (Lady Bird Lake Watershed) from Multifamily land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner: Austin Geriatric Center, Inc. (Clarke Hendrick). Agent: City of Austin, Planning and Zoning Department (Maureen Meredith). City Staff: Maureen Meredith, 512-974-2695.
20. C14-2015-0055 – Rebekah Baines Johnson (RBJ) Center – District 3 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 21 Waller Street (Lady Bird Lake Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Owner/Applicant: Austin Geriatric Center Inc. (Clarke Heidrick). Agent: Capital Project Management (Dave Stauch). City Staff: Heather Chaffin, 512-974-2122.
21. NPA-2015-0019.01 – 919 West 29th – District 9 – Approve an ordinance amending Ordinance No. 040826-056, the Central Austin Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 919 West 29th Street (Shoal Creek Watershed)

from Single Family land use to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: Clay C. Duckworth. Agent: Land Use Solutions, LLC (Michele Haussmann). City Staff: Maureen Meredith, 512-974-2695.

22. C14-2015-0024 – 919 West 29th – District 9 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 919 West 29th Street (Shoal Creek Watershed) from family residence-conditional overlay-neighborhood plan (SF-3-CO-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Staff Recommendation: To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Owner/Applicant: Duckworth Property Holdings, LLC (Clay Duckworth). Agent: Land Use Solutions (Michele Haussmann). City Staff: Tori Haase, 512-974-7691.
23. C14-2014-0136 - Cameron Apartments - District 1 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9201 Cameron Road (Little Walnut Creek Watershed) from limited industrial services (LI) district zoning to general commercial services-mixed use (CS-MU) combining district zoning, as amended. Staff Recommendation: To deny general commercial services-mixed use (CS-MU) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner: FSI Cameron Crossing, LP (Philip Capron). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.
24. C14-2014-0150 - Whiddon .85 - District 5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4102 Manchaca Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to limited office-mixed use (LO-MU) combining district zoning, as amended. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Planning Commission Recommendation: To deny neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Owner/Applicant: Mitchell Whiddon. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Jerry Rusthoven, 512-974-3207.
25. C14-2014-0172 - Cottages of Lantana - District 8 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5610 and 5804 Wier Hills Road (Williamson Creek Watershed-Barton Springs Zone) from limited office-neighborhood plan

(LO-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Owner/Applicant: EuroAmerican Holdings, Ltd. (Jean Pelisserro); Janet Wier Rourke; Linda Kay Wier. Agent: Smith, Robertson, Elliott & Douglas, L.L.P. (Mary Stratmann). City Staff: Wendy Rhoades, 512-974-7719.

26. C14-85-288.36(RCA) - Cottages of Lantana - District 8 - Conduct a public hearing to amend a restrictive covenant on property locally known as 5804 Wier Hills Road (Williamson Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the restrictive covenant amendment. Planning Commission Recommendation: To grant and amendment to the restrictive covenant. Owner/Applicant: EuroAmerican Holdings, Ltd. (Jean Pelisserro). Agent: Smith, Robertson, Elliott & Douglas, L.L.P. (Mary Stratmann). City Staff: Wendy Rhoades, 512-974-7719.
27. C14-2014-0198 – One Two East – District 1 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1109, 1105 and 1107 North IH 35 Service Road Northbound (Waller Creek Watershed) from general commercial services-neighborhood conservation-neighborhood plan (CS-NCCD-NP) combining district zoning to general commercial services-neighborhood conservation-neighborhood plan (CS-NCCD-NP) combining district zoning, to change a condition of zoning for Tract 1, and from commercial-liquor sales-neighborhood conservation-neighborhood plan (CS-1-NCCD-NP) combining district zoning to commercial-liquor sales-neighborhood conservation-neighborhood plan (CS-1-NCCD-NP) combining district zoning, to change a condition of zoning for Tract 2. Staff Recommendation: Pending. Planning Commission Recommendation: To grant an indefinite postponement. Owner: JH West 12th Street Partners, Ltd. (Haythem Dawlett). Agent: Drenner Group (Stephen Rye). City Staff: Heather Chaffin, 512-974-2122.
28. C14-2015-0008 – 2130 Goodrich Ave – District 5 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2130 Goodrich Avenue (West Bouldin Creek Watershed) from general commercial services (CS) district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner/Applicant: Jack Holt. Agent: Peter Sebesta. City Staff: Tori Haase, 512-974-7691.



29. C14-2015-0010 – 11310 Manchaca Road – District 5 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11310 Manchaca Road (Slaughter Creek Watershed) from neighborhood commercial-conditional overlay (LR-CO) combining district zoning and limited office-conditional overlay (LO-CO) combining district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning for Tract 2. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and limited office-mixed use (LO-MU) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and limited office-mixed use (LO-MU) combining district zoning for Tract 2. Owner: KC 4 Manchaca LP (John P. Cummings, Jr.). Applicant: Wolfpack Group, LLC (Louis Wolfson, III). Agent: Drenner Group, PC (Dave Anderson). City Staff: Wendy Rhoades, 512-974-7719.
30. C14-2015-0015 – Sunset Trail Residences – District 5 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4704, 4706, 4800 and 4802 Sunset Trail (Williamson Creek Watershed) from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant townhouse & condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Owner/Applicant: Sunset Ventures, LP (Michael Young). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719.
31. C14-2015-0019 – 5306 Samuel Huston – District 1 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5306 Samuel Huston Avenue (Fort Branch Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on June 9, 2015. Owner: Polis Properties LLC (Chris Peterson). Agent: Civilitude, LLC (Candace Craig). City Staff: Heather Chaffin, 512-974-2122.
32. C14-2015-0034 – Sonic Drive In #21-Del Valle – District 2 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2

by zoning property locally known as 3115 East State Highway 71 Westbound (Colorado River Watershed) from interim-single family residence-standard lot (I-SF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial (GR) district zoning. Owner/Applicant: Sonic Properties of Austin LLP (John F. Patton). City Staff: Wendy Rhoades, 512-974-7719.

33. C14-2015-0038 – Domain Entertainment District – District 7 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11624-11824 Burnet Road (Walnut Creek Watershed) from major industrial-planned development area (MI-PDA) district zoning to major industrial-planned development area (MI-PDA) district zoning, to change a condition of zoning. Staff Recommendation: To grant major industrial-planned development area (MI-PDA) district zoning. Planning Commission Recommendation: To grant major industrial-planned development area (MI-PDA) district zoning. Owner/Applicant: Domain Retail Property Owner LP. Agent: Jackson Walker, LLC (Katherine Loayza). City Staff: Sherri Sirwaitis, 512-974-3057.
34. C14-2015-0039 – 4100 Banister – District 5 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4100 and 4006 Banister Lane (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to multi-family residence-low density-conditional overlay (MF-2-CO), combining district zoning, as amended. Staff Recommendation: To grant multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, as amended. Owner/Applicant: Gossett Jones Homes (Matt Jones). Agent: Gossett Jones Homes (Peter Pevoto). City Staff: Tori Haase, 512-974-7691.
35. C14-2015-0041 – Trial's Rezoning – District 7 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 13805 Orchid Lane (Walnut Creek Watershed) from community commercial (GR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services-conditional overlay combining (CS-CO) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay combining (CS-CO) district zoning. Owner/Applicant: Jon and Linda Trial. City Staff: Sherri Sirwaitis, 512-974-3057.
36. C14-2015-0042 – Burleson Industrial – District 2 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 7005 Burleson Road (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial services (LI) district zoning. Staff Recommendation: To grant limited

industrial services-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Owner/Applicant: BUR 13, Ltd. (Terry Boothe). Agent: Bury, Inc. (Derek Villamez). City Staff: Wendy Rhoades, 512-974-7719.

37. C14-2015-0044 – James – District 9 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1411 West 6th Street (Lady Bird Lake Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Owner/Applicant: Jay W. Barnes. Agent: James Design LLC (Hunter Ellis). City Staff: Tori Haase, 512-974-7691.
38. C14-2015-0045 – RE 2002 .38 – District 2 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 2355 East State Highway 71 Westbound (Colorado River Watershed) from interim-rural residence (I-RR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services (CS) district zoning. Owner/Applicant: RE 2002, LP (Mitchell D. Savrick). City Staff: Wendy Rhoades, 512-974-7719.
39. C14-2015-0046 – Route Serv .93 – District 7 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 15701 North Interstate-35 Service Road Northbound (Gilleland Creek Watershed) from single family residence-standard lot (SF-2) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services (CS) district zoning. Owner/Applicant: Route Serv, LLC (Mitchell D. Savrick). Agent: Jim Bennett Consulting (Jim Bennet). City Staff: Sherri Sirwaitis, 512-974-3057.
40. C814-2014-0083 – Sunfield PUD – District 2 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 1901 Turnersville Road, and the southwest corner of Turnersville Road and South Turnersville Road (Rinard Creek Watershed; Plum Creek Watershed; Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to planned unit development (PUD) district zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning. Planning Commission Recommendation: To grant planned

unit development (PUD) district zoning. Owner/Applicant: A&M Option 541, LLC; 2428 Partners, LLC (Richard Mildner). Agent: Coats Rose (Pamela Madere). City Staff: Wendy Rhoades, 512-974-7719.

41. C14-73-144(RCA) – HDJS Partners South First – District 2 – Conduct a public hearing to amend a restrictive covenant on property locally known as 6311 South 1st Street (Williamson Creek Watershed). Staff Recommendation: To grant an amendment to the restrictive covenant. Planning Commission Recommendation: To grant an amendment to the restrictive covenant. Owner/Applicant: HDJS Partners LP (Haythem Dawlett). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Rhoades, 512-974-7719.
42. C14-86-103(RCT) – Greater Mt. Zion Baptist Church – District 1 – Conduct a public hearing and approve a restrictive covenant termination on property locally known as 1801 Pennsylvania Avenue (Boggy Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To be reviewed on June 9, 2015. Owner/Applicant: Greater Mt. Zion Baptist Church (David Mims Jr.). Agent: Henry H. Gilmore. City Staff: Heather Chaffin, 512-974-2122.
43. C14H-2014-0014 – Bluebonnet Hills Historic District – District 9 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning properties bounded by Annie Street on the north, East Side Drive on the east, Leland Street on the south, and Brackenridge Street on the west, and incorporating the south side of the 500 block of E. Annie Street, the 500 block of E. Mary Street, portions of the 400 block of Lockhart Drive, the 500 block of Lockhart Drive, the 300, 400, and 500 blocks of Terrace Drive, the north side of the 300, 400, and 500 blocks of Leland Street, the west side of the 1800, 1900, and 2000 blocks of East Side Drive, the 1900 and 2000 blocks of Newning Avenue, and the portions of the east side of the 1900 and 2000 blocks of Brackenridge Street (Blunn Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning and family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning to family residence-historic area-neighborhood plan (SF-3-HD-NP) and family residence-historic landmark-historic area-neighborhood plan (SF-3-H-HD-NP) combining district zoning. Staff Recommendation: To grant family residence-historic area-neighborhood plan (SF-3-HD-NP) and family residence-historic landmark-historic area-neighborhood plan (SF-3-H-HD-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic area-neighborhood plan (SF-3-HD-NP) and family residence-historic landmark-historic area-neighborhood plan (SF-3-H-HD-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic area-neighborhood plan (SF-3-HD-NP) and family residence-historic landmark-historic area-neighborhood plan (SF-3-H-HD-NP) combining district zoning. Applicant: Michele Webre, Bluebonnet Hills Historic District Team. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454.

## **Briefing on Planned Unit Development Assessments**

44. CD-2015-0009 - Presentation on a development assessment for The Grove at Shoal Creek Planned Unit Development, located at 4205 Bull Creek Road, within the Shoal Creek Watershed (District 10) and possible action on the baseline for determining development bonuses.


## **Executive Session**


45. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
46. Discuss legal issues related to a challenge petition with the Appraisal Review Board for the Travis Central Appraisal District relating to commercial property values set by the Travis Central Appraisal District. (Private consultation with legal counsel - Section 551.071 of the Government Code).
47. Discuss legal issues related to White Lodging v. City of Austin et al, Cause No. A:13-cv-0825 in the United States District Court for the Western District of Texas. (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
48. Discuss legal issues related to Mercer et al v. City of Austin et al, Cause No. 1:13-cv-00830, in the United States District Court for the Western Division of Texas. (Private consultation with legal counsel—Section 551.071) (Related to July 26, 2013 officer-involved shooting).

## **Public Hearings and Possible Actions**

49. Conduct a public hearing and consider an appeal by Daniel Llanes, regarding the Planning Commission's approval of a variance from City Code Section 25-2-721(B)(1), which prohibits the construction of a building or parking area within the primary setback of the Waterfront Overlay in the Red Bluff Subdistrict (District 3).
50. Conduct a public hearing to receive citizen comments on the City's draft Fiscal Year 2015-2016 Action Plan, as required by the U.S. Department of Housing and Urban Development, and the Community Development 2015-2016 Program as required by Texas Local Government Code Chapter 373.

## **Adjourn**

 *The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.*

 *For assistance, please call 512-974-2210 or TTY users route through 711.*

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.